

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.2171 OF 2007

Engineering Kamgar Union
Kirloskar Wadi ... Petitioner

V/s.

Kirloskar Brothers Ltd. & An.r ... Respondents

Mr.S.S. Tambekar for Petitioner
Mr.Niranjan Mogre for Respondent No.1
Mr.N.A. Kulkarni for Respondent No.2

CORAM: **SMT.NISHITA MHATRE, J.**

DATED: **OCTOBER 15, 2007**

P.C.:

. This petition has been filed for amending the complaint filed by the petitioners. It is contended that the amendment application has wrongly been rejected by the Industrial Court as the case of the petitioners, who are the complainants, is that the Respondent-company has refused to bargain collectively with the recognised union as contemplated under Item 5 of Schedule II of the MRTU & PULP Act. It appears that there is a dispute between two sets of workers, each set claiming to be the office bearers of the recognised union. No averments based on Item 5 of Schedule II has been made in the complaint. The Industrial Court has rightly refused to allow the amendment application on the ground that it is not verified. In my opinion, there is no need to interfere with the impugned order. Petition rejected.